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PATENT 5681-88700

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applica Paul	ation of: Jeffrey Garnett	§ §	Group Art Unit: 3746 Examiner: Unknown							
Serial No. 10/809,138			§ Atty. Dkt. No. 5681-88700							
Filed: March 25, 2004			I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450,							
For: Fan C	Srill	<i>\$</i> \$	Alexandria, VA 22313-1450, on the date indicated below:  B. Noel Kivilin  Reginised Representative  120104  Signature							
INFORMATION DISCLOSURE STATEMENT										
P.O. Box 145	er for Patents 50 VA 22313-1450		`,							
Sir:										
Appli	icant requests consideration of	the re	ferences listed on the attached Form PTO-							
1449 and/or	the additional information id	entified	below in paragraph 3.							
	A copy of each reference listed on the Form PTO-1449 is enclosed.  The references listed on the Form PTO-1449 were previously cited in application serial no									
1. This l	Information Disclosure Statemen	nt is sub	mitted:							
a.	a. within 3 months of the filing date of a national application other than a continued prosecution application under § 1.53(d); within 3 months of the date of entry of the national stage as set forth in § 1.491 in an International application; before the mailing date of a first Office Action on the merits; or before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.									

	b.	after the events of above paragraph 1a and prior to the mailing da final Office Action or Notice of Allowance, and thus:  the certific of paragraph 2 below is provided, or  a fee of \$180.00 is enclosed				
	c.		after the mailing date of a final Office Action or a Notice of Allowance and prior to payment of the issue fee, and thus: the certification of paragraph 2 below is provided and a fee of \$180.00 is enclosed.			
2.	It is he	reby cer	tified:			
		that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Statement, or				
		that no item of information contained in the Information Disclosure State was cited in a communication from a foreign patent office in a counterpart for application or, to the knowledge of the person signing the certification making reasonable inquiry, was known to any individual designated in § 1 more than three months prior to the filing of the Statement.				
3.		Consideration of the following additional information (including any co-pending or abandoned U.S. applications, prior uses and/or sales, etc.) is requested:				
4.	For ea	ch non-E	inglish language reference listed on the attached Form PTO-1449:			
		reference	ee is made to an English language translation submitted herewith, and/or			
		reference is made to a foreign patent office search report (in the English lang submitted herewith, and/or reference is made to an English language translation of a foreign patent search report submitted herewith, and/or				
			ee is made to the concise explanation contained in the specification of the application at page(s), and/or			
		referenc	e is made to the concise explanation set forth below:			
5.		Applica	nt also offers the following comments for the Examiner's consideration:			
6.	$\boxtimes$	Also en	closed is a copy of a foreign search report citing these references.			
7.		paymen	ted documents were brought to the attention of the Applicant(s) after t of the issue fee in the captioned case. The documents were cited in a nication from a foreign patent office in a counterpart foreign application re than three months prior to the filing of this Information Disclosure			

Statement. Applicant(s) request this Information Disclosure Statement and attached Form PTO-1449 be placed in the file of the captioned application.

 Applicant(s) requests that the Information Disclosure Statement and attached Form PTO-1449 and references, which are being filed before the grant of the patent and pursuant to 37 C.F.R. § 1.97(i), be placed in the file of the captioned application.

If any required fees are missing, the Commissioner is authorized to charge said fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 50-1505/5681-88700.

Respectfully submitted,

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B. Noël Kivlin Reg. No. 33,929 Attorney for Applicant(s)

MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C.

P. O. Box 398 Austin, Texas 78767

(512) 853-8800 Date: 7/28/04

Form PTO-1449 (modified) List of Patents and Publications		ATTY. DKT. NO. 5681-88700		SER	SERIAL NO. 10/809,138			
Pre Applicant's Information Disclosure Statement			APPLICA	GROUP: 3746 4147				
(Use standal sheets if necessary)			FILING D					
JUL 3 0 2		ι	J.S. PATEN	T DOCUMENTS				
SEXAM. B. DOCUI		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE APPROPRIAT	
/A.R.E./	A1	6,435,889	8/20/02	Vinson, et al				
					1, 1			
							*	
		FOR	EIGN PAT	ENT DOCUMENTS				
EXAM. INITIALS	REF. DES.	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATIO YES/NO	
/A.R.E./	A2	02/063628	8/15/02	wo				
/A.R.E./	A3	9189435	7/22/97	JP				
/A.R.E./	A4	3533950	5/15/86	DE				
		OTHER ART (I	ncluding Auth	or, Title, Date, Pertinent Pa	ges, Etc.)			
/A.R.E./	A5	International search report	application num	ber GB0307437.4 mailed June	30, 2003			
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the patent owner.

/Aaron Eastman/

EXAMINER:

DATE CONSIDERED:

12/04/2007